

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
ROCK HILL DIVISION

COUNT 1  
(PWID of Controlled Substance)

THE UNITED STATES ATTORNEY CHARGES:

That on or about May 31, 2024, in the District of South Carolina, the Defendant, **JUSTIN LEE PAYNE**, knowingly, intentionally, and unlawfully did possess with intent to distribute 40 grams or more of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (commonly referred to as “fentanyl”), a Schedule II controlled substance;

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

**FORFEITURE****DRUG OFFENSE:**

Upon conviction for felony violation of Title 21, United States Code as charged in this Information, the Defendant, **JUSTIN LEE PAYNE**, shall forfeit to the United States all of the Defendant's rights, title, and interest in and to any property, real and personal,

- (a) constituting, or derived from any proceeds the Defendant obtained, directly or indirectly, as the result of such violation(s) of Title 21, United States Code, and all property traceable to such property;
- (b) used or intended to be used, in any manner or part, to commit or to facilitate the commission of such violations of Title 21, United States Code.

**PROPERTY:**

Pursuant to Title 21, United States Code, Sections 853 and 881, and Title 28, United States Code, Section 2461(c), the property which is subject to forfeiture upon conviction of the Defendant for the offense charged in this Information includes, but is not limited to, the following:

**Proceeds/Forfeiture Judgment:**

A sum of money equal to all property the Defendant obtained as a result of the drug offense charged in the Information, and all interest and proceeds traceable thereto as a result of his violation of 21 U.S.C. § 841.

**SUBSTITUTION OF ASSETS:**

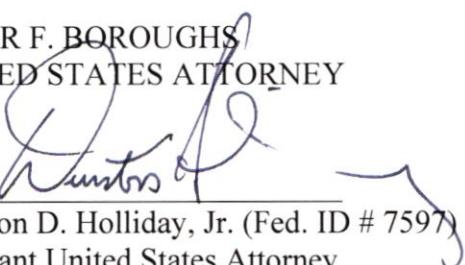
If any forfeited property being subject to forfeiture, as a result of any act or omission of the Defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third person;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other property of Defendant up to an amount equivalent to the value of the forfeitable property.

Pursuant to Title 21, United States Code, Sections 853 and 881, and Title 28, United States Code, Section 2461(c).

ADAIR F. BORROUGHS  
UNITED STATES ATTORNEY

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